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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

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CHARLES D. RIEL,

Petitioner,

v.

WARDEN, San Quentin State Prison,

Respondent.

CIV S-01-0507 LKK KJM

CAPITAL CASE

**STIPULATION TO ENLARGE TIME
FOR TAKING DR. DUNN'S
DEPOSITION AND ORDER**

20 The parties, through their respective undersigned counsel, pursuant to Fed. R. Civ. P.
21 16(b)(4), jointly request this Court modify the scheduling order (Doc. 302), to extend the
22 discovery deadline as to the deposition of John T. Dunn, Ph.D. Due to an unforeseen family
23 medical concern by Dr. Dunn of which he has attested in a declaration filed under seal, and
24 pursuant to Fed. R. Civ. P. 29(a), the parties enter into the following stipulation:

25 Having met and conferred, counsel for the parties hereby stipulate that the time to complete
26 the previously authorized deposition of Dr. John T. Dunn should be extended through and until
27 September 10, 2010.

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2 Dated: July 28, 2010

Respectfully submitted,

3 EDMUND G. BROWN JR.
4 Attorney General of California
5 WARD A. CAMPBELL
6 Supervising Deputy Attorney General

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8 */s/ Paul A. Bernardino*
9 PAUL A. BERNARDINO
10 HEATHER S. GIMLE
11 Deputy Attorneys General
12 *Attorneys for Respondent*

13
14 */s/ Robert D. Bacon*
15 *as authorized on July 28, 2010*
16 ROBERT D. BACON, ESQ.
17 *Attorney for Petitioner*

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19 DANIEL J. BRODERICK
20 Federal Defender

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22 */s/ Joan M. Fisher*
23 */s/ Tivon Schardl*
24 *as authorized on July 28, 2010*
25 JOAN M. FISHER
26 Assistant Federal Defender
27 Tivon Schardl
28 Trial and Habeas Counsel
Attorneys for Petitioner

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18 **GOOD CAUSE APPEARING,**

19 **IT IS SO ORDERED:**

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21 DATED: August 6, 2010.

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U.S. MAGISTRATE JUDGE